IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

FRIDAY, THE 7TH SEPTEMBER 2007 / 16TH BHADRA 1929

OP.No. 13722 of 2002(H)

PETITIONER:

M.V.MOLLY,W/O.T.G.BABY,UPPER PRIMARY SCHOOL ASSISTANT,AL-MUBARAK U.P.SCHOOL,PALLIPURAM, MUDICKAL,PERUMBAVOOR.

BY ADV. SRI.V.A.MUHAMMED

RESPONDENTS:

1. THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, SECRETARIAT, TRIVANDRUM.

2. THE DIRECTOR OF PUBLIC INSTRUCTION, JAGATHY,TRIVANDRUM-14

3. THE ASSISTANT EDUCATIONAL OFFICER, PERUMBAVOOR.

4. THE MANAGER,AL-MUBARAK U.P.SCHOOL, PALLIPURAM,MUDICKAL,PERUMBAVOOR.

BY GOVERNMENT PLEADER SMT.SREELATHA

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD ON 7/09/2007, THE COURT ON 07/09/2007 DELIVERED THE FOLLOWING:

O.P.NO.13722/02.

APPENDIX

PETITIONER'S EXHIBITS:

P1. COPY OF THE ORDER DTD.20.4.98 BY R2.

P2. COPY OF THE GOVT. ORDER DTD.9.12.98.

P3. COPY OF THE GOVT. ORDER DTD.23.3.02.

P4. COPY OF THE GOVT. ORDER DTD.19.1.01.

Sdk+

///True copy///

P.A. to Judge.

S.SIRI JAGAN, J.

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O.P..No.13722 of 2002

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Dated this the 7th day of September, 2007

J U D G M E N T

The petitioner was appointed as a UPSA in the school of the 4th respondent for the period from 4.11.1996 to 31.3.1997. The same was refused to be approved by the educational authorities. This original petition is against the orders refusing to approve the appointment. The reason for non-approval is that there was no vacancy to accommodate the petitioner. The petitioner has not produced any material before me to show that there was actually a post to which the petitioner could be accommodated. That being so, I do not find any merit in the challenge against the impugned orders. Accordingly, the original petition is dismissed.

Sd/-

sdk+ S.SIRI JAGAN, JUDGE

///True copy///

P.A. to Judge.